

REMARKS

The Examiner has rejected pending claims 34-36 as anticipated by the '134 patent owned by the Applicant and sharing overlapping inventorship. The pending claims are intended to describe the embodiments of the invention shown in figures 21 etc. The structural elements of the application set forth in claim 34 provide the benefits described in column 13 of the published application. Briefly stated the slider assembly permits the device to be deployed within the left atrial appendage without being fully released. This permits testing and repositioning if required. Structures required to achieve this result include the nut "slidably received and substantially coaxial within the guide tube" because the guide tube includes a "slot extending partially along the length thereof". This permits the nut which has a flange extending into the slot to translate along the axial dimension of the device without having any impact on the shape of the device. These structures are presented in the claims as limitations and they are missing from the structures depicted in the applied reference.

In Applicant's view there is no analogous structure within the applied reference since under no conditions does the nut slide and in no condition does the nut move without affecting the shape of the underlying device in the applied reference. For these reasons the claim should be found to distinguish over the applied reference.

CONCLUSION

All of the claims remaining in this application should now be seen to be in condition for allowance. The prompt issuance of a notice to that effect is solicited.

Respectfully submitted,
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